PTO/SB/21 (08-00)

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JC70 TRANSMITT		Application Numb	
TRANSMITT	AL	Filing Date	12/16/1999 Intor Yasmin Thanavala
FORM		First Named Inver	Yasmin Thanavala 1654
ATEM 3 TO be used for all correspondence after	er initial filing)	Group Art Unit	1654 Michele Flood
3100	_	Examiner Name	Michele Flood
Total Number of Pages in This Subm	nission 254	Attorney Docket Nu	lumber RPP:156B US
	ENCL	OSURES (ch	heck all that apply)
Fee Transmittal Form  Fee Attached  Amendment / Reply  After Final  Affidavits/declaration(s)  Extension of Time Request  Express Abandonment Request  Supplemental Information Disclosure Statement  Certified Copy of Priority Document(s)  Response to Missing Parts/ Incomplete Application  Response to Missing Parts under 37 CFR 1.52 or 1.53	Drawing Licensin Petition Petition Provisio Change Address Termina Reques	to Convert to a nal Application of Correspondence	After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information  Status Letter Other Enclosure(s) (please identify below):
SIGNATU	JRE OF APPLI	CANT, ATTORNEY,	, OR AGENT
Firm or Individual name  Signature  Date  Dunn & Association of the control of th			
<u> </u>		ATE OF MAILING	
I hereby certify that this correspondence is being mail in an envelope addressed to: Commissioner			
Typed or printed name Michael L. D	unn	$\sim$	
Signature Ma	Aud		Date Jan 7, 200 3

PTO/SB/17 (10-01)

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**TRANSMITTAL** for FY 2002

Patent fees are subject to annual revision.

**TOTAL AMOUNT OF PAYMENT** 

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Application Number	09/464,416	15C4	M	
Filing Date	12/1	6/1999	S/2 4	3
First Named Inventor	Yasmin Thanav	⁄ala	Ep	10
Examiner Name	Michele Flood		1/6	En.
Group Art Unit	16	654		3
Attorney Docket No.	RPP:156B US			

METHOD OF PAYMENT	FEE CALCULATION (continued)	
1. The Commissioner is hereby authorized to charge indicated fees and credit any every ments to:	3. ADDITIONAL FEES	
indicated fees and credit any overpayments to:  Deposit	Large Small	
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Account Name	105 130 205 65 Surcharge - late filing fee or oath	
Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17	127 50 227 25 Surcharge - late provisional filing fee or cover sheet	
Applicant claims small entity status.	139 130 139 130 Non-English specification	
See 37 CFR 1.27	147 2,520 147 2,520 For filing a request for ex parte reexamination	
2. Payment Enclosed:	112 920* 112 920* Requesting publication of SIR prior to	
Check Credit card Money Other	Examiner action  113 1,840* 113 1,840* Requesting publication of SIR after	$\overline{}$
FEE CALCULATION	Examiner action	
1. BASIC FILING FEE	115 110 215 55 Extension for reply within first month	
Large Entity Small Entity	116 400 216 200 Extension for reply within second month	
Fee Fee Fee Fee Description Code (\$) Code (\$) Fee Paid	117 920 217 460 Extension for reply within third month	
101 740 201 370 Utility filing fee	118 1,440 218 720 Extension for reply within fourth month	<del></del>
106 330 206 165 Design filing fee	128 1,960 228 980 Extension for reply within fifth month	
107 510 207 255 Plant filing fee	119 320 219 160 Notice of Appeal	
108 740 208 370 Reissue filing fee	120 320 220 160 Filing a brief in support of an appeal	
114 160 214 80 Provisional filling fee	121 280 221 140 Request for oral hearing	
	138 1,510 138 1,510 Petition to institute a public use proceeding	
SUBTOTAL (1) (\$)	140 110 240 55 Petition to revive - unavoidable	
2. EXTRA CLAIM FEES	141 1,280 241 640 Petition to revive - unintentional	
Fee from Ext <u>ra Claim</u> s <u>below Fee Paid</u>	142 1,280 242 640 Utility issue fee (or reissue)	
Total Claims20** = X =	143 460 243 230 Design issue fee	
Independent - 3**-= X =	144 620 244 310 Plant issue fee	<b>─</b> ─┤
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'	123 50 123 50 Processing fee under 37 CFR 1.17(q)	
Large Entity Small Entity Fee Fee Fee Fee Description	126 180 126 180 Submission of Information Disclosure Stmt	
Code (\$) Code (\$)	581 40 581 40 Recording each patent assignment per	ŀ
103 18 203 9 Claims in excess of 20	property (times number of properties)	
102 84 202 42 Independent claims in excess of 3 104 280 204 140 Multiple dependent claim, if not paid	146 740 246 370 Filing a submission after final rejection (37 CFR § 1.129(a))	
109 84 209 42 ** Reissue independent claims over original patent	149 740 249 370 For each additional invention to be examined (37 CFR § 1.129(b))	
110 18 210 9 ** Reissue claims in excess of 20	179 740 279 370 Request for Continued Examination (RCE)	
and over original patent	169 900 169 900 Request for expedited examination of a design application	
SUBTOTAL (2) (\$)	Other fee (specify)	
**or number previously paid, if greater; For Reissues, see above	*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$)	

SUBMITTED BY	\$			Complete (	if applicable)
Name (Print/Type)	Michael L. Dunn	0	Registration No. (Attorney/Agent) 25,330	Telephone	716-433-1661
Signature	Mulul	W_	<u> </u>	Date	Jun 7, 2003

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Yasmin Thanavala

Art Unit:

1654

Serial No:

09/464,416

Confirmation No: 7504

Filed:

December 16, 1999

I certify that this Supplemental Information Disclosure State is being deposited on January 7, 2003 with the U.S. Postal

Examiner:

Michele Flood

Service as first class mail addressed to the Assistant Commissioner

for Patents, Washington, D.C. 20231

For:

ORAL IMMUNOLOGY USING

PLANT PRODUCT CONTAINING

A NON-ENTERIC PATHOGEN

ANTIGEN

Michael L. Dunn

Registration No. 25,330

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

**Assistant Commissioner for Patents** Washington, D.C. 20231

Sir:

The following literature citations are being provided in compliance with Applicant's and his attorneys' duty of candor and good faith under 37 C.F.R. 1.56, 1.97 and 1.98. The citations are recorded on the accompanying Form PTO-1449. A copy of each reference is included herewith.

A communication (European Search Report) from the European Patent Office issued November 20, 2002 and disclosed the attached references which have not been previously cited by Applicants in an Information Disclosure Statement.

I hereby certify that each item of information contained in this Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

Dated: January 7, 2003

Michael L. Dunn

Attorney for Applicant(s)

Respectfully submitted,

Reg. No. 25,330 P.O. Box 10

Newfane, New York 14108 Telephone: (716) 433-1661

MLD/cah Enclosures

M. DeLellis cc: P. Debbie

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	Substitute for form 1449A/PTO  INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Сотр	SPE IO		
Subs	Substitute for form 1449A/PTO		Application Number	09/464,416	6	
		Filing Date	December 16, 1999	700		
		First Named Inventor	Yasmin Thanavala	1/11/		
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Sheet	I	of	2	Attorney Docket Number	RPP:156B US	

			U.S. PATENT	OCUMENT/S	
Examiner	Cite	DOCUMENT NUMBER	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant Passages or Relevan
Initials*	No.¹	Number-Kind Code <sup>2</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Figures Appear
		US-5,182,109		S. Tamura, et al.	Claim 7, Examples 4, 12, 20
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Examiner	Cite	Foreign Patent Document	Publication Date	Name of Patentee or	Pages, Columns, Lines,	
Initials*	No.'	Country Code'-Number'-Kind Code' (if known)	MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		WO 94/20135	09-15-1994	Edible Vaccines, Inc.	Page 14, line 23; Page 17, line 23; Examples 3,4	
		WO 00/37610	06-29-2000	Boyce Thompson Institute for Plant Research at Cornell	The entire document	

		<i></i>	
Examiner Signature	. /	Date Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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Complete if Known Substitute for form 1449B/PTO **Application Number** 09/464,416 December 16, 1999 **Filing Date** INFORMATION DISCLOSURE **First Named Inventor** Yasmin Thanavala STATEMENT BY APPLICANT Group Art Unit 1654 (use as many sheets as necessary) **Examiner Name** Michele Flood Sheet of Attorney Docket Number RPP:156B US

OTHER PRIOR ART - NON PAIEUR LITERATURE DOCUMENTS  Include name of the author (in CAPITAL LETTERS), title of the article (solyd appropriate), title of the tember (solyd appropriate) and the mounth of the mounth of the produced in the mounth of the mounth	
AIZPURUA, H.J., et al., "Oral Vaccination: Identification of Classes of Proteins that Provoke an Immune Response upon Oral Feeding", J. Exp. Med., 1988, pp. 440-451, Vol. 167.  EHSANI, P., et al., "Polypeptides of Hepatitis B Surface Antigen Produced in Transgenic Potato", Gene, 1997, pp 107-111, Vol. 190.  KAPUSTA, J., et al., "A Plant-Derived Edible Vaccine Against Hepatitis B Virus", Faseb J. 1999, pp 1796-1799, Vol. 13, No. 13.  JAN  TECH CENTE	T <sup>2</sup>
Immune Response upon Oral Feeding", J. Exp. Med., 1988, pp 440-451, Vol. 167.  EHSANI, P., et al., "Polypeptides of Hepatitis B Surface Antigen Produced in Transgenic Potato", Gene, 1997, pp 107-111, Vol. 190.  KAPUSTA, J., et al., "A Plant-Derived Edible Vaccine Against Hepatitis B Virus", Faseb Jp 99, pp 1796-1799, Vol. 13, No. 13.  JAN  TECH CENTE	
EHSANI, P., et al., "Polypeptides of Hepatitis B Surface Antigen Produced in Transgenic Potato", Gene, 1997, pp 107-111, Vol. 190.  KAPUSTA, J., et al., "A Plant-Derived Edible Vaccine Against Hepatitis B Virus", Faseb Japan, pp 1796-1799, Vol. 13, No. 13.  JAN  TECH CENTE	
Gene, 1997, pp 107-111, Vol. 190.  KAPUSTA, J., et al., "A Plant-Derived Edible Vaccine Against Hepatitis B Virus", Faseb J 909, pp 1796-1799, Vol. 13, No. 13.  JAN  TECH CENTE	
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<sup>&</sup>lt;sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.